

HON’BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.23509 of 1996

27.6.2007

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Between

Kullu Venkateswara Reddy

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..Petitioner

AND

Mandal Revenue Officer, Palvancha and others

..Respondents

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:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.23509 of 1996

This writ petition has been instituted seeking the following relief:

“It is therefore prayed that this Honourable Court may be pleased to issue a writ order or directions, declaring the action of the respondent Nos.1 and 2 herein in displacing and refixing the boundary stones in respect of the lands of the petitioner in Survey No.109 admeasuring 1 acre 35 guntas situated in Narayanraopet village, Palvanha Mandal, Khammam District as illegal, malafide and without jurisdiction and for bar the respondents herein from interfering with the possession and enjoyment of the petitioner in respect of the said land in any manner and pass such other order or orders as this Honourable Court deems just and necessary”.

It has been specifically averred by the Mandal Revenue Officer, Palvanha in the counter affidavit that based upon the applications submitted by the respondents 3 and 4 in the instant case, the Assistant Director of Survey and Land Records, Khammam had carried on the survey operations and fixed the boundaries in the land within Survey No.109/A and that he had ensured of putting the owners of neighbouring lands on notice before such fixation of boundaries had taken place.

Since the writ petitioner has not produced any material to vouchsafe his claim that he is the owner of the neighbouring

land, I do not find any justification to entertain this writ petition. If the writ petitioner does not own the land in the vicinity of Survey No.109/A or in the proximate closeness of the lands owned by the respondents 3 and 4, the writ petitioner is no in way affected by the survey and settlement operations undertaken by the Assistant Director of Survey. Since fixing the boundaries is a matter between two or more immediately neighbouring land owners, all other persons who might own land in the same Village need not be informed or put on notice as and when survey operations are carried out.

I therefore do not find any merit in this writ petition and it is dismissed, but however, without costs.

NOOTY RAMAMOHANA RAO.J.

27.6.2007
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